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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM DOCKET NO. 93-56
C. DEVINE MEDIA, INC.)	File No. BRH-900604YE
For Renewal of License of)	
Station KBER-FM,)	
Ogden, Utah)	
STREET STRYDER)	File No. BRH-900601A3
For Renewal of License of)	
Station KQOL-FM,)	
Spanish Fork, Utah)	

To: Administrative Law Judge
John M. Frysiak

MASS MEDIA BUREAU'S
PETITION FOR RECONSIDERATION

1. The Mass Media Bureau hereby requests the Presiding Judge to reconsider his bench ruling of June 17, 1993, which continued the above-captioned proceeding until November 24, 1993, at which time a prehearing conference would be convened to establish new procedural dates.¹ The ruling was made at a prehearing conference, in response to a request by the above-

¹ Leave to file the instant Petition is being sought in a pleading filed concurrently herewith.

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captioned applicants to continue all procedural dates in order to enable them to seek a distress sale buyer.

2. The Bureau indicated, on the record, that we would not object to a continuance of three months from June 17, 1993, the date of the prehearing conference. We consider a longer continuance to be inconsistent with the public interest. The Presiding Judge granted a continuance until November 24, 1993, three months from the original hearing date of August 24, 1993. The Presiding Judge indicated that he anticipates holding a prehearing conference on November 24, 1993, in order to set new procedural dates if a distress sale has not been effected. We respectfully submit that the attendant delay is too great. At this point, discovery has not been completed, or, as regards the applicants, even begun. Thus, the continuance does not permit a hearing date until months after November 24, 1993, most likely a date in 1994. We therefore request the Presiding Judge to reconsider his ruling and grant a continuance until September 17,

1993, when a prehearing conference can be scheduled to set new procedural dates.

Respectfully submitted,
Roy J. Stewart
Chief, Mass Media Bureau


Charles E. Dziedzic
Chief, Hearing Branch


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Federal Communications Commission
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June 22, 1993

CERTIFICATE OF SERVICE

Michelle C. Mebane, a secretary in the Hearing Branch Mass Media Bureau, certifies that she has, on this 22nd day of June, 1993, sent by regular United States mail, U.S. Government frank, copies of the foregoing "Mass Media Bureau's Petition for Reconsideration" to:

Aaron Shainis, Esq.
Shainis & Peltzman
1255 23rd Street, N.W.. Suite 500